



FEDERAL ELECTION COMMISSION  
WASHINGTON, D C 20463

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

NOV 17 2006

Rowena Ann Reno

Sabina, OH 45169

RE: MUR 5591  
Michael Turner  
Turner for Congress and Michael Berning,  
in his official capacity as treasurer  
The Montgomery County Republican Party

Dear Ms. Reno:

This is in reference to the complaint dated October 28, 2004 that you filed with the Federal Election Commission. Based on that complaint and information provided by respondents, on July 11, 2006, the Commission found that there is no reason to believe Turner for Congress and Michael Berning, in his official capacity as treasurer, violated 2 U.S.C. §§ 441a, 441b, or 434(b), provisions of the Federal Election Act of 1971, as amended (the "Act"), or that Michael Turner violated the Act or the Commission's regulations. In addition, after considering the circumstances of this matter, the Commission decided to take no action as to The Montgomery County Republican Party and dismiss the matter as to this respondent on the basis of prosecutorial discretion as outlined in *Heckler v. Chaney*, 470 U.S. 821 (1985). Accordingly, on July 11, 2006, the Commission closed the file in this matter.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003). A copy of the dispositive General Counsel's Report as to Michael Turner and Turner for Congress is enclosed for your information. A Statement of Reasons explaining the Commission's decision regarding The Montgomery County Republican Party will follow.

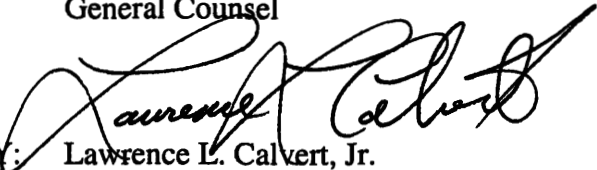
26044151381

The Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

If you have any questions, please contact Susan Lebeaux, Assistant General Counsel, at (202) 694-1650.

Sincerely,

Lawrence H. Norton  
General Counsel

BY:   
Lawrence L. Calvert, Jr.  
Deputy Associate General Counsel  
for Enforcement

Enclosure  
First General Counsel's Report

26044151382